IN THE HIGH COURT OF KERALA AT ERNAKULAM

PRESENT :

THE HONOURABLE MR. JUSTICE R.BASANT

TUESDAY, THE 12TH DECEMBER 2006 / 21ST AGRAHAYANA 1928

Crl.MC.No. 3853 of 2006()

AGAINST THE ORDER IN CC 795/2006 IN
CC.794/2006 of JUDL.MAGISTRATE OF FIRST CLASS-I, MUVATTUPUZHA

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PETITIONER:

VARGHESE,
ADVOCATE, S/O. KURIAKOSE,
MULLASSERI HOUSE, PANKODE KARA,
AIKKARANAD NORTH VILLAGE, KOLENCHERY.

BY ADV. SRI.SAJEEV KUMAR K.GOPAL

RESPONDENTS:
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1. STATE OF KERALA, REPRESENTED BY
THE PUBLIC PROSECUTOR,
HIGH COURT OF KERALA, ERNAKULAM.

2. S.I. OF POLICE,
PUTHENCRUZ POLICE STATION.

BY PUBLIC PROSECUTOR SRI.K.A.AKBAR

THIS CRIMINAL MISC. CASE HAVING COME UP FOR ADMISSION ON 12/12/2006, THE COURT ON THE SAME DAY PASSED THE FOLLOWING:

R.BASANT, J

Crl.M.C.No.3853 of 2006

Dated this the 12th day of December 2006

O R D E R

The report of the learned Magistrate has been perused. The learned Magistrate submits that every effort shall be made to dispose of the two cases that is C.C.No.794 of 2006 and 795 of 2006 expeditiously - within a period of three months from the date on which charges are framed.

2. The said submission of the learned Magistrate is accepted and this Criminal Miscellaneous Case is allowed in part directing the learned Magistrate to ensure that both the cases are tried and disposed of as expeditiously as possible - at any rate within a period of three months from the date on which all the accused appear before the learned Magistrate. The compliance of this order shall be reported to this court.

(R.BASANT, JUDGE)

jsr

The grievance of the petitioner, an advocate is that two cases which are pending against him before the J.F.C.M, Muvattupuzha as C.C.No.794/06 and 795/06 may be directed to be disposed of expeditiously. Though these cases bear the number 2006, the proceedings really had started in 2004. Both cases were transferred to the J.F.C.M, Muvattupuzha and were re-numbered. The petitioner expects to secure an employment abroad. If early disposal of the case has not undertaken, the same will result in great prejudice and hardship to the petitioner. It is, in these circumstances prayed that

expeditious disposal of the case may be directed.

2. Having considered all the relevant inputs, I find merit in the prayer for early disposal. Call for the report from the J.F.C.M-Muvattupuzha as to when the cases has been taken up for trial and on which date they can be disposed of. I make it clear that I expect the learned Magistrate to post the case for trial out of turn and expeditiously. The report must reach this court by 11/12/2006. Call this petition again on 12/12/2006.

R.BASANT, J

C.R.R.P.No.

ORDER

21ST DAY OF JULY 2006